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14 *Attorneys for Defendant*

15 UNITED STATES DISTRICT COURT
16
17 NORTHERN DISTRICT OF CALIFORNIA
18 OAKLAND DIVISION

19 REARDEN LLC and REARDEN MOVA
LLC,

20 Plaintiffs,

21 vs.

22 WALT DISNEY PICTURES, a California
23 Corporation,

24 Defendants.
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27
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Case No. 4:17-cv-04006-JST-SK

**DECLARATION OF KELLY M. KLAUS
IN SUPPORT OF DEFENDANT'S
OPPOSITION TO PLAINTIFFS'
MOTION *IN LIMINE* EXCLUDING
DARREN HENDLER OPINIONS UNDER
FRE 702**

Date: October 27, 2023
Time: 2:00 p.m.
Judge: Hon. Jon S. Tigar
Ctm.: 6 (2nd Floor)

1 I, Kelly M. Klaus, hereby declare:

2 1. I am admitted to practice before all of the courts of the State of California and this
3 Court. I am a partner in the law firm of Munger, Tolles & Olson LLP, counsel for Defendant in
4 the above-captioned matter. I submit this declaration in support of Defendant's Opposition to
5 Plaintiffs' Motion *In Limine* Excluding Darren Hendler Opinions Under FRE 702. The contents
6 of this declaration are based on my personal knowledge. If called as a witness, I could and would
7 testify competently to the matters set forth in this declaration.

8 2. Attached as **Exhibit A** is a true and correct copy of excerpts from the June 12, 2020
9 deposition of Darren Hendler.

10 3. Attached as **Exhibit B** is a true and correct copy of excerpts from the February 16,
11 2023 deposition of Darren Hendler.

12 4. Attached as **Exhibit C** is a true and correct copy of Plaintiffs' Notice of Deposition
13 of Digital Domain 3.0 Pursuant to Federal Rule of Civil Procedure 30(b)(6), dated January 31,
14 2023.

15
16 I declare under penalty of perjury under the laws of the United States that the foregoing is
17 true and correct and that I executed this declaration this 6th day of October 2023 at San Francisco,
18 California.

19
20 /s/ Kelly M. Klaus

21 Kelly M. Klaus
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